

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

The opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

DAVID BEACH

Junior Party¹

v.

ANDREW Arnold

Senior Party²

Patent Interference No. 104,344

Before URYNOWICZ, SOFOCLEOUS and DOWNEY, Administrative Patent Judges.

DOWNEY, Administrative Patent Judge.

JUDGMENT PURSUANT TO 37 CFR § 1.662(a)

Arnold, the senior party, has filed a concession of priority with respect to the

¹ Application 08/324,526, filed October 18, 1994.

² Application 08/459,029, filed June 2, 1995.

Interference No. 104,344

subject matter of the count and, pursuant to 37 CFR § 1.662(a), requests and agrees to the entry of an adverse judgment as to all the claims which correspond to the count in this interference (Paper No. 9).

Accordingly, JUDGMENT as to the subject matter of the count in issue is hereby awarded to David H. Beach, the junior party and against Andrew Arnold, the senior party. Accordingly, party Beach is entitled to a patent containing claims 1-3, 6, 45-47 corresponding to the count and party Arnold is not entitled to a patent containing claims 11, 14, 50-52 corresponding to the count.

STANLEY M. URYNOWICZ)	
Administrative Patent Judge)	
)	
)	
)	BOARD OF PATENT
MICHAEL SOFOCLEOUS)	
Administrative Patent Judge)	APPEALS AND
)	
)	INTERFERENCES
)	
MARY F. DOWNEY)	
Administrative Patent Judge)	

Interference No. 104,344

MFD/caw

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